



DECLARATION AND POWER OF ATTORNEY
FOR PATENT APPLICATION

As the below named inventors, we hereby declare that:

Our residences, mailing addresses, and citizenship are as stated below next to our names.

We believe we are original, first and joint inventors of the subject matter which is claimed and for which a patent is sought on the invention titled **RADIOPAQUE AND MRI COMPATIBLE NITINOL ALLOYS FOR MEDICAL DEVICES**, the specification of which

is attached hereto
 was filed on March 30, 2004
Application Serial No 10/814,326
and was amended on (or amended through) (if applicable)

We hereby state that we have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment(s) specifically referred to above.

We acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, Sec. 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

We hereby claim foreign priority benefits under Title 35, United States Code, Sec. 119 a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below any foreign application for patent or inventor's certificate, or any PCT international application having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)

<u>Number</u>	<u>Country</u>	<u>Foreign Filing Date</u>	<u>Priority Claimed</u>	
		<u>MM/DD/YYYY</u>	<u>Yes</u>	<u>No</u>
NONE				

We hereby claim the benefit under Title 35, United States Code, Sec. 119(e) of any United States application(s) listed below:

<u>Appln. Serial No(s).</u>	<u>Filing Date</u>	<u>Status (patented, pending, abandoned)</u>
09/752,212	<u>MM/DD/YYYY</u> December 27, 2000	<u>pending</u>

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

We hereby appoint the following attorneys to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith: EARL A. BRIGHT II, Registration No. 37,045; TIM L. KITCHEN, Registration No. 41,900; VICTORIA L. NICHOLSON, Registration No. 47,823; and all attorneys listed under PTO Customer Number 24,201. Direct all telephone calls to Douglas R. Peterson, at telephone No. (310) 824-5555.

Address all correspondence to:

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Full name of first inventor: JOHN F. BOYLAN

Inventor's signature: John S. Oyler

Date: 7-29-04

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Citizenship: UNITED STATES OF AMERICA

Mailing Address: 37896 Sky High Drive
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Full name of second inventor: DANIEL L. COX

Inventor's signature: _____

Date: _____.

Residence: (City, State) Palo Alto, California

Citizenship: UNITED STATES OF AMERICA

Mailing Address: 191 Washington Avenue

Full name of third inventor: PAMELA A. KRAMER-BROWN

Inventor's signature: _____

Date: _____

Residence: (City, State) San Jose, California

Citizenship: UNITED STATES OF AMERICA

Mailing Address: 1658 E. Capitol Expressway PMB 420
San Jose, CA 95121

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Address all correspondence to:

FULWIDER PATTON LEE & UTECHT, LLP
Howard Hughes Center
6060 Center Drive, Tenth Floor
Los Angeles, California 90045

Full name of first inventor: JOHN F. BOYLAN

Inventor's signature: _____

Date: _____

Residence: (City, State) Murrieta, California

Citizenship: UNITED STATES OF AMERICA

Mailing Address: 37896 Sky High Drive
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Full name of second inventor: DANIEL L. COX

Inventor's signature: D. L. Cox

Date: 6/29/04

Residence: (City, State) Palo Alto, California

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Full name of third inventor: PAMELA A. KRAMER-BROWN

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